

**CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR**

(Prepared 06/27/13)

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3. 1:00 PM Case: 12CF10668 [M] NATIONAL COLLEGIATE v ANDERSON  
Type: COLLECTIONS Date Filed: 11/26/12  
Priority Info: RULE 3.740  
Event: OSC RE: FILING COMPLIANCE

PLNTFF: NATIONAL COLLEGIATE STUDENT LOAN ATTY: PATENAUE & FELIX  
DEFNDT: ANDERSON, JESSICA  
DEFNDT: ANDERSON, MATTHEW  
Service Date/Type: 01/26/13 SUB 00/00/00

Tentative Ruling: Plaintiff has not filed a proper proof of service as to all defendants. Plaintiff must file proof of service as to all defendants or file a declaration of good cause prior to the OSC re: Sanctions [CRC 3.740(e)] hearing in Department 4 at 1:00 PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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4. 1:00 PM Case: 12CV38597 [S] PONTE v COUNTY OF CALAVERAS  
Type: BREACH OF WARRANTY Date Filed: 07/02/12  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLF/XD: PONTE, DENNIS ATTY: FOLEY LAW OFFICES, KENNETH M.  
Service Date/Type: 00/00/00 Answer Date: 08/09/12  
DEF/XC: THORNTON, ROSS ATTY: HAMILTON LAW OFFICE, ALAN D.  
Service Date/Type: 00/00/00 Answer Date: 07/11/12  
DF/X-D: COUNTY OF CALAVERAS ATTY: CAULFIELD LAW FIRM  
DF/X-D: NEIL O. ANDERSON & ASSOCIATES INC ATTY: LEWIS BRISBOIS BISGAARD & SMI  
Service Date/Type: 01/05/13 SUB Answer Date: 02/19/13

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept. 4 at 1:00 PM on 10/28/13. Plaintiff/Petitioner shall provide notice of the next hearing.

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5. 1:00 PM Case: 13CF10724 [M] ASSET ACCEPTANCE LLC v SPICKERT  
Type: COLLECTIONS Date Filed: 01/16/13  
Priority Info: RULE 3.740  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: ASSET ACCEPTANCE LLC ATTY: FULTON FRIEDMAN & GULLACE  
DEFNDT: SPICKERT, DANIEL E. ATTY: IN PRO PER  
Service Date/Type: 02/02/13 PER Answer Date: 05/28/13

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial. The clerk shall provide notice of this ruling to the parties.

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6. 1:00 PM Case: 13CV39102 [S] MABANAG v DARROW  
Type: P.I. MOTOR VEHICLE Date Filed: 02/14/13  
Event: CASE MANAGEMENT CONFERENCE-CIVIL  
\*JURY FEES POSTED BY DEFENDANT\*

PLNTFF: MABANAG, RAYMOND ATTY: STEIN LAW FIRM  
PLNTFF: MABANAG, CANDY OSBORNE ATTY: STEIN LAW FIRM  
DEFNDT: DARROW, DELPHA MAE ATTY: CARBONE SMOKE SMITH BENT & LE  
Service Date/Type: 02/14/13 PER Answer Date: 04/02/13

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:00 PM on 12/2/13. As the matter is submitted on the Tentative Ruling no further notice is required.

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7. 1:00 PM Case: 13CV39106 [S] MCDOWELL v RAM DHNV MANAGEMENT  
Type: OTHER NON PI, PD, WD TORT Date Filed: 02/15/13  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: MCDOWELL, LORNA ATTY: DICKERSON, JOE A. ESQ  
DEFNDT: RAM DHNV MANAGEMENT, LLC

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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8. 1:30 PM Case: 11FL37549 [S] THOMSON v DAVIS  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/27/11  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: THOMSON, JAMIE ATTY: IN PRO PER  
RESP: DAVIS, KENNETH  
Service Date/Type: 04/30/11 PER 00/00/00

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear. Failure to appear will result in dismissal of the action without prejudice for failure to proceed. As the matter is submitted on the Tentative Ruling no further notice is required.

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9. 1:30 PM Case: 11FL37691 [S] DRYER v DRYER  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/14/11  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: DRYER, DOUGLAS E. ATTY: IN PRO PER  
RESP: DRYER, DEBRA F. ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 07/13/11

Tentative Ruling: Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 1/6/14. As the matter is submitted on the Tentative Ruling no further notice is required.

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10. 1:30 PM Case: 11FL37992 [S] STEMEN v STEMEN  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 10/13/11  
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: STEMEN, CAROLYN ATTY: WEISBERG, MICHAEL ESQ  
RESP: STEMEN, BRIAN ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 10/25/11

Tentative Ruling: Petitioner seeks bifurcation and termination of marital status. Absent stipulation, a motion supported by mandatory Judicial Council Form FL-315 must be filed. It appears both parties have filed/contemplate filing for bankruptcy protection. The bankruptcy petition front page with filing stamp is ordered filed with this court. The matter is continued for further Case Management in Dept. 4 at 1:30PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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11. 1:30 PM Case: 11FL38098 [S] POWELL v GIUFFRA  
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 11/28/11  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: POWELL, CLARISSA ATTY: IN PRO PER  
RESP: GIUFFRA, JAMES  
Service Date/Type: 03/06/12 PER 00/00/00

Tentative Ruling: The parties are not divorced. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept. 4 at 1:30 PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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12. 1:30 PM Case: 12CV38395 [S] BENNINGTON v CORUM  
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 04/06/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BENNINGTON, BRIAN A. ATTY: IN PRO PER  
RESP: CORUM, FELISHA

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear. Failure to appear will result in dismissal of the action without prejudice for failure to proceed. As the matter is submitted on the Tentative Ruling no further notice is required.

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13. 1:30 PM Case: 12FL38438 [S] EVANS v EVANS  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/23/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: EVANS, JESSECA ATTY: IN PRO PER  
RESP: EVANS, DANIEL  
Service Date/Type: 04/25/12 PER 00/00/00

Tentative Ruling: The parties are not divorced. Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept. 4 at 1:30 PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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14. 1:30 PM Case: 12FL38629 [S] BAILEY v BAILEY  
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 07/19/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BAILEY, GARRY E. ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
RESP: NOVO BAILEY, ROBERTA A. ATTY: LAMOND LAW OFFICE, NORAH CADE  
Service Date/Type: 08/27/12 PER Answer Date: 09/25/12

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). The matter is set for Settlement and Trial Setting Conference [See Local Rule 5.9(b)] with Settlement Conference Statements due 5 court days prior to hearing at 2:30 PM in Dept. 4 on 10/28/13. The clerk shall provide notice of this ruling to the parties.

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15. 1:30 PM Case: 12FL38747 [S] RICE v RICE  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/07/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: RICE, AMBER ATTY: IN PRO PER  
RESP: RICE, JAMES ATTY: IN PRO PER  
Service Date/Type: 09/10/12 PER Answer Date: 01/24/13

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 12/2/13. As the matter is submitted on the Tentative Ruling no further notice is required.

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16. 1:30 PM Case: 12FL38948 [S] BENNINGTON v BENNINGTON  
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 12/07/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BENNINGTON, JUDITH ATTY: IN PRO PER  
RESP: BENNINGTON, CHRISTOPHER  
Service Date/Type: 12/19/12 PER 00/00/00

Tentative Ruling: Respondent is on active military duty. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 1/6/14. Plaintiff/Petitioner shall provide notice of the next hearing.

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17. 1:30 PM Case: 12PA38406 [S] SCHUERMANN v STUFFLET  
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 04/09/12  
Priority Info: CONFIDENTIAL  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: SCHUERMANN, AMBER ATTY: IN PRO PER  
RESP: STUFFLET, JAY  
Service Date/Type: 04/16/12 PER 00/00/00

Tentative Ruling: The court takes judicial notice of the judgment in case # 12CS38429 and finds the present action is duplicative and has been abandoned by the parties. Wherefore, this action is dismissed without prejudice. As the matter is submitted on the Tentative Ruling no further notice is required.

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18. 1:30 PM Case: 12PA38713 [S] MOUNT v BONNER  
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 08/28/12  
Priority Info: CONFIDENTIAL  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW  
07/23/13 9:00 1 RESP'S REQ FOR MOD OF CUST/VISITATION,  
NAME CHANGE; PET'S REQ FOR CHANGE OF  
VENUE TO AMADOR CO; RETURN ON MEDIATION

PETNR: MOUNT, KATHY ATTY: IN PRO PER  
RESP: BONNER, CHRISTOPHER A. ATTY: IN PRO PER  
Service Date/Type: 04/03/13 PER Answer Date: 04/24/13

Tentative Ruling: There are motions pending. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 10/28/13. As the matter is submitted on the Tentative Ruling no further notice is required.

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19. 1:30 PM Case: 13FL39126 [S] HIX v HIX  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/01/13  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: HIX, BRIAN ATTY: IN PRO PER  
MINOR: HIX MINORS P.D.: KEENE (P.D.), PATRICK M ESQ  
RESP: HIX, DIANA  
Service Date/Type: 03/04/13 PER 00/00/00

Tentative Ruling: The parties are not divorced. Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 12/2/13. The clerk shall provide notice of this ruling to the parties.

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20. 2:30 PM Case: 11FL37908 [S] HAWS v HAWS  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/13/11  
Event: SETTLEMENT AND TRIAL SETTING CONFERENCE

PETNR: HAWS, TIFFANY MARIE ATTY: KETCHERSIDE, MARK E. ESQ.  
RESP: HAWS, MARSHALL PAYNE ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
Service Date/Type: 09/17/11 PER Answer Date: 10/07/11

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear.

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21. 2:30 PM Case: 12FL38271 [S] ORCUTT v ORCUTT  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 02/08/12  
Event: SETTLEMENT CONFERENCE-FAMILY LAW

PETNR: ORCUTT, DERRICK ATTY: IN PRO PER  
RESP: ORCUTT, JESSICA ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 03/12/12

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear.

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22. 2:30 PM Case: 12PA38896 [S] O'DOWD v SEBASTIAN  
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 11/09/12  
Priority Info: CONFIDENTIAL  
Event: SETTLEMENT CONFERENCE-FAMILY LAW  
07/17/13 9:00 1 COURT TRIAL RE CUSTODY AND VISITATION  
11/18/13 1:30 4 FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: O'DOWD, LEA ATTY: IN PRO PER  
RESP: SEBASTIAN, JUAN ATTY: CILENTI LAW OFFICES, STEVEN  
Service Date/Type: 00/00/00 Answer Date: 03/11/13

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, must appear.

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END OF THE CALENDAR.